

STATE OF NORTH CAROLINA
CATAWBA COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

In the matter of:

APPLICATION/AFFIDAVIT

Burke County Department of Social Services

Juvenile Names: [REDACTED]

8. An officer of the Hickory Police Department responded to the residence of 21 21st Avenue Northwest Hickory, North Carolina and searched the residence with consent from Adam Baker and Elisa Baker. Zahra Baker was not located at the residence.
9. The Hickory Police Department has changed the investigation of Zahra Baker from a missing person investigation to a homicide investigation.
10. Elisa Baker is a suspect in the homicide of Zahra Baker.
11. It is this affiant's belief that it is necessary and relevant to obtain historical information from Department of Social Services on Elisa Baker's biological children. Elisa Baker's biological children are [REDACTED]

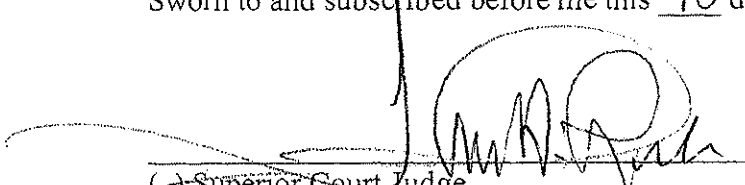
It is this affiant's belief that this information will assist with the homicide investigation of Zahra Baker, a 10 year-old female. It is requested the **Court** issue an **Order**.



Inv. K. Craig

Hickory Police Department

Sworn to and subscribed before me this 10th day of Nov., 2010



 Superior Court Judge
 District Court Judge

STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

CATAWBA COUNTY

File No.

IN THE MATTER OF
Charter Communications
Telephone Number [REDACTED]

FILED
2011 NOV - 3 PM 2:04
CATAWBA CO., C.S.9
BY _____

ORDER

THIS CAUSE coming on to be heard and being heard by the undersigned Superior Court Judge, upon motion by the State to seal a certain court order, motion, and application and its return;

AND it appearing to the Court that the release of information contained in said court order, motion and application and its return will potentially undermine an ongoing investigation or jeopardize the right of the State to prosecute a defendant or defendants or jeopardize the right of a defendant or defendants to receive a fair trial,

IT IS THEREFORE ORDERED that this court order, motion and application and its return be sealed and not released to the public until ~~further order of the Court.~~ *30 days from the date of the entry of this order, pursuant to the local Administrative Order, or at such other time as ordered by a Superior Court Judge.* This the 29th day of November, 2010.

Mark W. Perry
Catawba County Superior Court Judge

STATE OF NORTH CAROLINA
CATAWBA COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
File No.

IN THE MATTER OF
Charter Communications
Telephone Number [REDACTED]

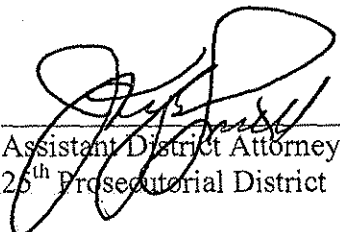
MOTION TO SEAL COURT ORDER,
MOTION AND APPLICATION

Now comes the State by and through the undersigned Assistant District Attorney and moves the Court pursuant to N.C.G.S. 132-1.4(e), (k) to seal the above-referenced court order, motion and application and its return, and in support thereof, alleges:

1. On October 09, 2010 approximately 2:00PM Zahra Baker was reported missing from 21 21st Avenue Northwest in Hickory, North Carolina.
2. The investigation by the Hickory Police Department and other state and federal law enforcement agencies indicates that the missing person, Zahra Baker was last seen at the residence of 21 21st Avenue Northwest Hickory, North Carolina 28601.
3. The investigation of the missing person, Zahra Baker, was changed to a homicide investigation, which is still on-going.
5. The release of the information contained in the search warrant would jeopardize the right of the State to prosecute a defendant or defendants, or jeopardize the right of a defendant or defendants to receive a fair trial, or undermine an ongoing or future investigation.

WHEREFORE, The State of North Carolina respectfully moves the Court to seal this court order, motion and application and its return until further order of the Court.

Respectfully submitted, this the 29th day of November, 2010.


Assistant District Attorney
26th Prosecutorial District

**STATE OF NORTH CAROLINA
CATAWBA COUNTY**

**IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION**

In the matter of:
Charter Communications

APPLICATION/AFFIDAVIT

██████████

This affiant, Investigator K. Craig, of the Hickory Police Department being a duly sworn law enforcement officer states the following facts:

1. On 10/09/2010 at approximately 0520 hrs, the Hickory Police Department was requested by the Hickory Fire Department to respond to the residence of 21 21st Avenue Northwest Hickory, North Carolina in reference to a small grass fire.
2. On 10/09/2010 at approximately 0530 hrs, Officer R. Rollins of the Hickory Police Department arrived at the residence of 21 21st Avenue Northwest Hickory, North Carolina. Upon his arrival, Officer R. Rollins was approached by a Hickory Firefighter and was advised that they had responded in reference to a fire on a mulch pile behind the residence.
3. Officer R. Rollins advised that the firefighter advised the passenger side doors of a silver in color 1996 Chevrolet Tahoe bearing North Carolina registration ██████████ located at the residence were open and a Duke Power envelope with handwriting was located on the front windshield. Officer R. Rollins approached the silver in color Chevrolet Tahoe and smelled the odor of gasoline emitting from inside the silver in color Chevrolet Tahoe bearing North Carolina registration ██████████
4. The Duke Power envelope had the following information handwritten on it: "Mr. Coffey, you like being in control now who is in control we have your daughter and your pot smoking red head son is next unless you do what is asked 1,000,000 unmarked will be in touch soon." The note also has written on the top right and bottom right "no cops"
5. On 10/09/2010 at approximately 0530 hrs, Mark David Coffey and his only daughter ██████████ ██████████ was at the residence and observed by Officer R. Rollins to be fine.
6. On 10/09/2010 at approximately 0641 hrs, Officer R. Rollins and the Hickory Police Department left the residence of 21 21st Avenue Northwest Hickory, North Carolina after investigating the small grass fire reference to arson.
7. On 10/09/2010 at approximately 1400 hrs, the Hickory Police Department responded to the residence of 21 21st Avenue Northwest Hickory, North Carolina after receiving a call from Adam Baker stating that last night someone had poured gas in Adam Baker's car and left a note stating that they had his bosses' daughter. Adam Baker believes they took his daughter, Zahra Baker, W/F DOB 11/16/1999.
8. An officer of the Hickory Police Department responded to the residence of 21 21st Avenue Northwest Hickory, North Carolina and searched the residence with consent from Adam Baker and Elisa Baker. Zahra Baker was not located at the residence.

STATE OF NORTH CAROLINA
CATAWBA COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

In the matter of:
Charter Communications

APPLICATION/AFFIDAVIT
(CONTINUATION)

9. The Hickory Police Department has changed the investigation of Zahra Baker from a missing person's case to a homicide investigation.
10. On November 19, 2010, Elisa Baker was interviewed at the Hickory Police Department. During the interview, Elisa Baker stated that Zahra Baker died on September 24, 2010, and was disposed of on the following day. Elisa Baker stated that Adam Baker dismembered Zahra Baker's limbs and they disposed of them in various locations, including but not limited to, Christie Road in Hudson and Dudley Shoals Rd/Burns Rd area. From the information provided by Elisa Baker in regards to the date of Zahra Baker's death and date of disposal of Zahra Baker's body, Adam Baker was not in the area where Zahra Baker's body was disposed of, according to Adam Baker's telephone GPS location and cell tower location of his cellular telephone. However, Elisa Baker's cellular telephone GPS location and cell tower location is consistent with the date of disposal and the area of disposal that Elisa Baker pointed out to investigators.
11. During the investigation, it was discovered that Elisa Baker was previously married to [REDACTED]. Elisa Baker was married to Adam Baker prior to being divorced from [REDACTED].
12. Elisa Baker told Adam Baker that [REDACTED] was her brother.
13. Elisa Baker and [REDACTED] have maintained contact and communication via telephone and in person with one another on a frequent basis.
14. There are photographs on both Elisa Baker's and [REDACTED]'s Facebook pages, in which, [REDACTED] is photographed with Zahra Baker.
15. The telephone number for [REDACTED]'s landline telephone number is [REDACTED].
16. On November 22, 2010, it was discovered that the telephone number, [REDACTED], was assigned by service provider Charter Communications for a landline telephone. Investigator K. Craig with the Hickory Police Department also contacted Charter Communications and confirmed the telephone number provider to be Charter Communications.
17. Due to the deceit of Elisa Baker to Adam Baker about the relationship between her and [REDACTED] and the GPS location and cell tower location of Elisa Baker and Adam Baker's cellular telephones, obtaining [REDACTED]'s telephone records for telephone number [REDACTED] will likely provide information substantially related to this homicide investigation.

STATE OF NORTH CAROLINA
CATAWBA COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

In the matter of:
Charter Communications

APPLICATION/AFFIDAVIT
(CONTINUATION)

It is this affiant's belief that having the toll records for the telephone number [REDACTED] and/or, the full name of the owner/user, address, date of birth, business information, social security number, any other telephone numbers, application for service, change in telephone numbers, the incoming and outgoing call information from September 1, 2010 to October 11, 2010 will assist with the homicide investigation of a 10 year-old female. It is requested the Court issue an Order.

K. Craig

Inv. K. Craig

Hickory Police Department

Sworn to and subscribed before me this 24th day of November, 2010

[Signature]

Superior Court Judge
 District Court Judge

STATE OF NORTH CAROLINA
CATAWBA COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

In the matter of:
Charter Communications
[REDACTED]

MOTION

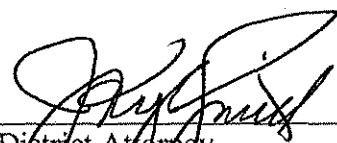
Now comes the State of North Carolina, by and through the below named District Attorney of the 25th Judicial District, and moves that the Court issue an **Order** directing Charter Communications Law Enforcement Response Team of 12405 Powerscourt Dr., St. Louis, MO, 63131 (866) 894-0103 to provide to Investigator K. Craig of the Hickory Police Department information for the telephone number [REDACTED] from September 1, 2010 to October 11, 2010. It is requested the information include, but not be limited to, the full name of the owner/user, address, date of birth, business information, social security number, any other telephone numbers issued to this customer, application for service, change in telephone number, the incoming and outgoing call information.

In support of this motion, the State shows unto the Court the information contained in the Application/Affidavit filed herein, to show purpose for which this information is sought and that said information is relevant to a legitimate government inquiry. The State is moving on behalf of the Hickory Police Department and the District Attorney's Office, Newton, NC.

The requested records are relevant to the investigation of a homicide of a 10-year-old female.

Wherefore, the State of North Carolina prays the Court for the relief set forth above.

Respectfully submitted this 29 day of NOVEMBER, 2010



 District Attorney
 Assistant District Attorney
25th Judicial District

STATE OF NORTH CAROLINA
CATAWBA COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

In the matter of:
Charter Communications
[REDACTED]

ORDER

It now appearing to the Court from the motion of James Gaither, District Attorney for the 25th Judicial District of North Carolina, or his duly authorized representative; upon presentation of Application/Affidavit by Investigator K. Craig of the Hickory Police Department; and the Court finding as fact that it is in the best interest of justice that the information requested be made available.

It is therefore Ordered, Adjudged and Decreed that Charter Communications Law Enforcement Response Team to provide Investigator K. Craig of the Hickory Police Department information including, but not be limited to, the full name of the owner/user, address, date of birth, business information, social security number, any other telephone numbers issued to this customer, application for service, any changes in telephone number, the incoming and outgoing call information of telephone number [REDACTED] from September 1, 2010 to October 11, 2010.

This 29th day of November, 2010

The Honorable

[Signature]
 Superior Court Judge
 District Court Judge